

Serial No. 41579

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 24 1980

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JUN 24 1980 under 41576

The applicant Charles M. Giordano

Star Route Box 210 of Winnemucca  
Street and No. or P.O. Box No. City or Town

Nevada 89445 hereby make S application for permission to change the  
State and Zip Code No.

Point of Diversion of a Portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 35642  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.1914 c.f.s.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 11, T.40N.,  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
R.33E., M.D.B.&M., or at a point from which the Southeast corner of said Section  
11 bears S 45 $^{\circ}$  E 100.0'.

6. The existing permitted point of diversion is located within the SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 11, T.40N., R.33N.,  
If point of diversion is not changed, do not answer.  
M.D.B.&M., or at a point from which the Southwest corner of said Section 11 bears  
S 89 $^{\circ}$  10' W 2,710.3'.

7. Proposed place of use S $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 10; S $\frac{1}{2}$  of Section 11; portions of the SW $\frac{1}{4}$  SW $\frac{1}{4}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
of Section 12; and portions of the W $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 13, all within T.40N., R.33E.,  
M.D.B.&M.

8. Existing place of use S $\frac{1}{2}$  SE $\frac{1}{4}$  of Section 10; S $\frac{1}{2}$  of Section 11; SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 12;  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.  
W $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 13, all within T.40N., R.33E., M.D.B.&M.

9. Use will be from January 1st to December 31st of each year.  
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, motor, pipelines, sprinklers  
State manner in which water is to be diverted, i.e. diversion structure, ditches, and ditches.  
and ditches.  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$50,000.00

13. Estimated time required to construct works complete

14. Estimated time required to complete the application of water to beneficial use 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant: Charles M. Giordano

By: Robert N. Caldwell

Robert N. Caldwell, R.L.S. (agent) 510 Melarkey Street, Winnemucca, Nevada 89445

Compared by: bt/js : dcg/hr

Protested \_\_\_\_\_

\_\_\_\_\_  
APPROVAL \_\_\_\_\_ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 35642 is issued subject to the terms and conditions imposed in said Permit 35642 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined amount of water granted under this permit and Permit 27786 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 27786, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.1914 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before July 3, 1984

Proof of completion of work shall be filed before August 3, 1984

Application of water to beneficial use shall be made on or before July 3, 1985

Proof of the application of water to beneficial use shall be filed on or before August 3, 1985

Map in support of proof of beneficial use shall be filed on or before August 3, 1985

Completion of work filed **AUG 29 1984**

Proof of beneficial use filed **OCT 7 1985**

Cultural map filed **AUG 31 1981**

Certificate No. 11279 Issued **NOV 25 1985**

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 3rd day of MAY

A.D. 19 84

  
State Engineer